



Public Participation Opportunity

**Tennessee Department of Environment and Conservation
Division of Water Pollution Control
Mining Section
2700 Middlebrook Pike, Suite 220
Knoxville, Tennessee 37921-5602
PHONE (865) 594-6035 FAX (865) 594-6105**

**January 22, 2004
Public Notice M2004-01
Public Notice Expiration February 24, 2004**

The purpose of this notice is to advise the public of the following draft environmental permits and to solicit comments and information necessary to evaluate the potential impact of the proposed activities on human health and the environment.

Individual NPDES Permits

Coal Proposed Issuance

Applicant	Appolo Fuels, Inc.
Facility	Buckeye Springs—Horseshoe Mountain
NPDES Permit Number	TN0079727
County	Claiborne
Street Address	Five miles SE of Valley Creek Road at the junction with Highway TN 90
City	Clairfield
Zip	37715
Description of Activity	Contour coal and auger mine
Receiving Stream	Unnamed tributaries to Valley, Straight, and Spruce Lick Creeks
Effluent Description	Treated wastewater and storm water
Facility Latitude	36° 34' 10"
Facility Longitude	83° 54' 30"
Permit Writer	MRR

Non-Coal Proposed Reissuances

Applicant	Martin Marietta Aggregates
Facility	Harriman Quarry
NPDES Permit Number	TN0004472
County	Roane
Street Address	260 Quarry Road
City	Harriman
Zip	37748-5115
Description of Activity	Limestone mining and processing
Receiving Stream	Emory River
Effluent Description	Treated wastewater and storm water
Facility Latitude	35° 56' 39"
Facility Longitude	84° 30' 27"
Permit Writer	CTH

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Applicant **Memphis Stone and Gravel Company**
Facility **North Plant Area 1**
NPDES Permit Number **TN0063185**
County **Shelby**
Street Address **10236 Millington/Arlington Road**
City **Arlington**
Zip **38002**
Description of Activity **Construction sand and gravel mining with a processing plant**
Receiving Stream **Unnamed tributary of Crooked Creek Drainage Canal**
Effluent Description **Treated wastewater and storm water**
Facility Latitude **35° 20' 15"**
Facility Longitude **89° 43' 45"**
Permit Writer **JPJ**

Applicant **Rogers Group, Inc.**
Facility **Deason Quarry**
NPDES Permit Number **TN0071846**
County **Bedford**
Street Address **190 Squire Hall Road**
City **Shelbyville**
Zip **37160**
Description of Activity **Limestone quarry and processing operation**
Receiving Stream **North Fork Creek**
Effluent Description **Treated wastewater and storm water**
Facility Latitude **35° 38' 23"**
Facility Longitude **86° 26' 15"**
Permit Writer **JPJ**

Non-Coal Proposed Transfers of Ownership

Applicant **Tennessee Aggregate Company, LLC**
Facility **Key Limestone Quarry**
NPDES Permit Number **TN0029262**
County **Campbell**
Street Address **559 Towe String Road**
City **Jacksboro**
Zip **37757-4708**
Description of Activity **Limestone quarry and processing facility**
Receiving Stream **Cuckle Creek, Big Creek, Arm of Norris Lake**
Effluent Description **Treated wastewater and storm water**
Facility Latitude **36° 20' 30"**
Facility Longitude **84° 09' 15"**
Permit Writer **CTH**

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Applicant	Vulcan Construction Materials, LP
Facility	Columbia Quarry
NPDES Permit Number	TN0004171
County	Maury
Street Address	P. O. Box 1498
City	Columbia
Zip	38402
Description of Activity	Underground limestone mine and surface processing plant
Receiving Stream	Rutherford Creek
Effluent Description	Treated wastewater and storm water
Facility Latitude	35° 39' 00"
Facility Longitude	87° 02' 00"
Permit Writer	JPJ

How to Comment:

TDEC is requesting public comment on this permit action. Obtaining a broad range of facts and opinions on Agency actions is one of the best ways to ensure quality decisions. Persons wishing to comment on the proposed action are invited to submit comments in writing to the Mining Section at the above letterhead address, Attn: Public Notice Coordinator, by fax number (865) 594-6105, or by E-mail at Gary.Mullins@state.tn.us. Comments must be received by the end of comment period date (see page 1).

How to Request a Public Hearing:

Interested persons may request in writing that the Director of the Division of Water Pollution Control hold a public hearing on any application. The request must be filed within the comment period and must indicate the interest of the party filing it and the reasons for a hearing. When there is significant public interest for a hearing, a hearing will be conducted according to the Division of Water Pollution Control Rule *1200-4-1-.05(3)(g)*. Public hearings will be announced through another public notice.

How the Department Will Proceed:

The Director of the Division of Water Pollution Control will determine the final permit action after considering comments submitted during the comment period, the hearing record, if any, and the requirements of the Federal and State acts and regulations.

To Obtain Permit Details:

Draft Permits contain Anti-degradation determinations and Rationales that address information concerning the foundation for the Division's determinations. Copies of the application(s), draft permit(s), and supporting documentation are in the permit files maintained at the Mining Section's office at the letterhead address. These files are available for public inspection during normal visiting hours by contacting Kimberley.Reardon@state.tn.us or calling (865) 594-5619.

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List of Permit Writers

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MRR	Micheal Robbins	865-594-5542	Micheal.Robbins@state.tn.us
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State of Tennessee Antidegradation Policy

Tennessee's Antidegradation Statement is in Chapter 1200-4-3-.06 of the *Rules of the Tennessee Department of Environment and Conservation*. The primary purpose of the antidegradation policy is to establish a greater level of protection for high quality waters. Some high-quality waters are in near-pristine condition. Others are determined to be high quality due to specialized uses and/or unique features.

Generally, there are two types of high-quality waters. Outstanding National Resource Waters (ONRWs) or Tier 3 waters receive the greatest level of protection. The Water Quality Control Board designates these waters. New discharges or expansion of existing discharges cannot degrade existing water quality.

The Department identifies other high quality waters known as Tier 2 waters and protects against their degradation. The Water Quality Control Board may allow some degradation if the Board deems it economically and socially necessary. Tier 1 waters refer to other surface waters that do not have the identification and/or designation as high quality. These waters must achieve and maintain Tennessee's Water Quality Standards.

State of Tennessee Policy of Non-Discrimination

Pursuant to the State of Tennessee's policy of non-discrimination, the Tennessee Department of Environment and Conservation does not discriminate on the basis of race, sex, religion, color, national or ethnic origin, age, disability, or military service in its policies, or in the admission or access to, or treatment or employment in its programs, services or activities. Equal Employment Opportunity/Affirmative Action inquiries or complaints should be directed to the EEO/AA Coordinator, Office of General Counsel, 401 Church Street, 20th Floor L & C Tower, Nashville, TN 37243, 1-888-867-7455. ADA inquiries or complaints should be directed to the ADA Coordinator, Human Resources Division, 401 Church Street, 12th Floor L & C Tower, Nashville, TN 37243, 1-866-253-5827. Hearing impaired callers may use the Tennessee Relay Service (1-800-848-0298).